

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

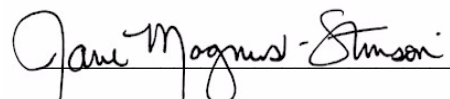
ROBERT V. LEIMKUEHLER, as trustee and on	)	
behalf of Leimkuehler, Inc., Profit Sharing	)	
Plan,	)	
<i>Plaintiff,</i>	)	
	)	
vs.	)	1:10-cv-0333-JMS-TAB
	)	
AMERICAN UNITED LIFE INSURANCE COMPA-	)	
NY,	)	
<i>Defendant.</i>	)	

**FINAL JUDGMENT**

With respect to the Plaintiff's claims against the Defendant, the Court enters **FINAL JUDGMENT** in favor of the Defendant and against the Plaintiff, such that the Plaintiff shall take nothing in this action.

With respect to the Defendant's Counterclaim against the Plaintiff, [dkt. 67], the Court **DISMISSES WITH PREJUDICE** Counts I and II to the extent that they rely upon 29 U.S.C. § 1105(a) and otherwise **DISMISSES AS MOOT** Counts I and II; **DISMISSES WITH PREJUDICE** Counts III and IV; and **DISMISSES WITHOUT PREJUDICE** Count V, [see dkt. 75], such that the Defendant shall take nothing by way of its Counterclaim.

01/06/2012



Hon. Jane Magnus-Stinson, Judge  
United States District Court  
Southern District of Indiana

**Distribution via ECF only:**

Klint L. Bruno  
KOREIN TILLERY LLC  
kbruno@koreintillery.com

Amanda C. Couture  
DELANEY & DELANEY  
acouture@delaneylaw.net

Edward O'Donnell DeLaney  
DELANEY & DELANEY LLC  
ed@delaneylaw.net

Kathleen Ann DeLaney  
DELANEY & DELANEY LLC  
kathleen@delaneylaw.net

Joel S. Feldman  
SIDLEY AUSTIN LLP  
jfeldman@sidley.com

Bart A. Karwath  
BARNES & THORNBURG LLP  
bart.karwath@btlaw.com

Robert L. King  
KOREIN TILLERY, LLC  
rking@koreintillery.com

Robert D. MacGill  
BARNES & THORNBURG LLP  
rmacgill@btlaw.com

Eric S. Mattson  
SIDLEY AUSTIN LLP  
emattson@sidley.com

Sarah H. Newman  
SIDLEY AUSTIN LLP  
snewman@sidley.com

Dennis P. Stolle  
BARNES & THORNBURG LLP  
dstolle@btlaw.com

Eric Hyman Zagrans  
eric@zagrans.com